

Appl. No. : 10/759,785
Filed : January 16, 2004

REMARKS

In response to the restriction requirement set forth in the communication, Applicant elects to prosecute Group I, Claims 1-10, drawn to cultures of *Kluyveromyces*. Note that Applicant intends to request rejoinder of the method claims of Group II, upon indication of allowable subject matter for the Group I claims.

This election is made without prejudice or disclaimer. Applicant reserves the right to pursue the remaining claims in a divisional application.

Conclusion

Should there be any questions concerning this application, the Examiner is invited to contact the undersigned agent at the telephone number appearing below. Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Dec. 5, 2006

By: Che S. Chereskin
Che Swyden Chereskin
Registration No. 41,466
Agent of Record
(949) 721-6385
Customer No. 20,995

3178850
120506